

**UNITED STATES OF AMERICA,** )  
 )  
 **v.** ) **ORDER**  
 )  
 **JENNIFER MICHELLE FRADY,** )  
 )  
 **Defendant.** )  
 )

**Discussion.** 18 U.S.C. § 3148(b)(1) provides as follows:

- (1) finds that there is—
  - (A) probable cause to believe that the person has committed a Federal, State, or local crime while on release; or
  - (B) clear and convincing evidence that the person has violated any other condition of release; and
- (2) finds that—
  - (A) based on the factors set forth in section 3142(g) of this title, there is no condition or combination of conditions of release that will assure that the person will not flee or pose a danger to the safety of any other person or the community;

community; or

(B) the person is unlikely to abide by any condition or combination of conditions of release.

If there is probable cause to believe that, while on release, the person committed a Federal, State, or local felony, a rebuttable presumption arises that no condition or combination of conditions will assure that the person will not pose a danger to the safety of any other person or the community.

Based on the evidence, the Court finds there is probable cause to believe that Defendant has violated the conditions of her pretrial release by not being present on her November 3, 2017, court date and subsequently absconding. Defendant failed to notify the Probation Office of her whereabouts. Defendant then remained on the run from November 3, 2017, until March 28, 2018, the date of her arrest.

It appears there is no condition or combination of conditions of release that will assure that Defendant will not flee or pose a danger to the safety of any other person or the community. It is the opinion of the Court that, based upon Defendant's actions, it is unlikely that Defendant will abide by any condition or combination of conditions of release. As a result, the Court on its own motion has determined to enter the following order.

### **ORDER**

**IT IS, THEREFORE, ORDERED** that the unsecured bond [# 62] and terms and conditions of pretrial release [# 61] entered in this matter are hereby **REVOKED** and it is **ORDERED** that Defendant be detained pending further proceedings in this matter.

Signed: April 2, 2018



Dennis L. Howell  
United States Magistrate Judge

